

The following listing of claims will replace all prior versions, and listings, of claims in the application:

Listing of Claims:

Claim 1 (Canceled).

Claim 2 (Currently amended): An apparatus for separating layers of tissue comprising:

a first tubular member having an open proximal end and an open distal end defining a first bore therethrough;

a first inflatable member disposed on the distal end of the first tubular member, the first inflatable member having an uninflated state and an inflated state wherein the first inflatable member has an open proximal end and an open distal end defining a first aperture therethrough, the first aperture and the first bore being configured and dimensioned for slidably receiving a surgical instrument therethrough;

a second tubular member having an open proximal end and an open distal end defining a second bore therethrough, the second tubular member being configured and dimensioned for slidably receiving the first tubular member and the first inflatable member in the uninflated state; and

a second inflatable member disposed on the distal end of the second tubular member, the second inflatable member having an uninflated state and an inflated state.

Claim 3 (Original): The apparatus of claim 2, wherein the first tubular member further comprises a first inner member disposed with the first tubular member and defining an annular space therebetween, the annular space in fluid communication with the first inflatable member.

Claim 4 (Original): The apparatus of claim 3, wherein the second tubular member further comprises a second inner member disposed within the second tubular member and defining an annular space therebetween, the annular space in fluid communication with the second inflatable member.

Claim 5 (Currently amended): The apparatus of claim 2, wherein the first inflatable member has a substantially toroidal configuration ~~and defines a first aperture therein.~~

Claim 6 (Canceled).

Claim 7 (Currently amended): The apparatus of claim 5, wherein the second inflatable member has a substantially toroidal configuration, the second inflatable member having an open proximal end and an open distal end ~~defines~~ defining a second aperture ~~therein~~ therethrough.

Claim 8 (Currently Amended): The apparatus of claim 7, wherein the second aperture is dimensioned for slidably receiving the first tubular member, ~~the first tubular member being~~

Appl. No. 10/662,923
Amdt. dated August 16, 2004
Reply to Office Action Mailed May 17, 2004

~~dimensioned for slidably receiving a surgical instrument.~~

Claim 9 (Original): The apparatus of claim 7, wherein the second aperture is dimensioned for slidably receiving the first tubular member and a surgical instrument.

Claim 10 (New): The apparatus of claim 2, wherein the first inflatable member is longitudinally spaced apart from the second inflatable member defining a working space therebetween.

Claim 11 (New): The apparatus of claim 2, wherein the surgical instrument is an endoscope.

Claim 12 (New): The apparatus of claim 2, wherein the surgical instrument is a laparoscopic instrument.